No. 81-2394-ASX
Status: GRANTED

Title: Westinghouse Electric Corporation, Appellant
v.
James H. Tully, Jr., et al.

Docketed:
June 30, 1982

Court: Court of Appeals of New York

Counsel for appellant: Dodyk,Paul M.

Counsel for appellee: Abrams,Robert, Schiff,Peter H.

Entry	Date	Note	Proceedings and Orders
1	Jun 30 1982	G	Statement as to jurisdiction filed.
2	Jul 29 1982		Motion of appellee James H. Tully, etc. to dismiss or affirm filed.
3	Aug 4 1982		DISTRIBUTED. September 27, 1982
4	Aug 24 1982	X	Reply brief of appellant Westinghouse Elec. Corp. filed.
5	Jan 3 1983		REDISTRIBUTED. January 7, 1983
8	Jan 10 1983		REDISTRIBUTED. January 14, 1983
10	Jan 17 1983		In this case, probable jurisdiction is noted limited to Question 1 presented by the statement as to jurisdiction. With respect to Question 2 presented by the statement as to jurisdiction, the appeal is dismissed for want of a substantial federal question. Justice Stevens, joined by Justice Marshall, dissenting: While I agree with the Court's conclusion that the second question in the jurisdictional statement is insubstantial, I do not believe a court of law has the power simultaneously to dismiss and to accept jurisdiction of a single appeal from a single judgment. I therefore do not join the Court's order. **********
12	Feb 16 1983		Order extending time to file brief of appellant on the merits until April 2, 1983.
13	Mar 16 1983		Order further extending time to file brief of appellant on the merits until May 2, 1983.
14	May 4 1983		Joint appendix filed.
15	May 4 1983		Brief of appellant Westinghouse Elec. Corp. filed.
17	May 13 1983		Order extending time to file brief of appellee on the merits until July 2, 1983.
18	May 14 1983		Record filed.
19	Jun 17 1983		Order further extending time to file brief of appellee on the merits until July 16, 1983.
20	Jul 14 1983		Brief amicus curiae of California filed.
21	Jul 15 1983	X	Brief of appellees James H. Tully, et al. filed.
22	Aug 15 1983		CIRCULATED.
23	Sep 21 1983		SET FOR ARGUMENT. Tuesday, November 1, 1983. (3rd case) (1 hour)
24	Oct 25 1983	X	Reply brief of appellant Westinghouse Elec. Corp. filed.
25	Nov 1 1983		ARGUED.

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